

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OHIO-YOUNGSTOWN  
EASTERN DIVISION

IN RE: DAVID E. COOK

Debtor

\* CASE NO.: 15-40698  
\*  
\* Chapter 13  
\*  
\* JUDGE HON. KAY WOODS  
\*

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**MOTION FOR CONSOLIDATION OF CASES PENDING IN THE SAME COURT  
PURSUANT TO 11 U.S.C. SECTION 302 AND  
Rule 1015(b)**

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Now comes the Debtor, by and through counsel, and respectfully moves this Honorable Court for consolidation of his pending bankruptcy case with his wife's pending bankruptcy case pursuant to 11 U.S.C. Sect. 302 and Rule 1015(b). In support hereof, the Debtor states as follows:

1. This case was commenced by the filing of a voluntary petition for relief under the provisions of Chapter 13 of the United States Bankruptcy Code, 11 U.S.C. Sect. 101, et seq., on April 20, 2015 (the "Petition Date").

2. Diana L. Cook commenced a voluntary petition for relief under the provisions of Chapter 13 of the United States Bankruptcy Code, 11 U.S.C. Sect. 101, et seq., on December 9, 2014, being Case No. 14-42512 (the "Related Case").

3. The Debtor is married to and resides with Diana L. Cook and has at all times relative hereto.

4. The Debtor's income is the sole source of the funding of the related case.

5. The Debtor and his spouse have common creditors and share related expenses.

6. The Debtor would have been eligible to file jointly with his wife at the time of the commencement of the related case.

7. In order to fund a feasible Plan to pay the Debtor and his spouse's creditors, it is necessary that this case be consolidated with the related case.

8. Consolidation the two cases will not cause harm to the creditors and there are no conflicts of interest.

WHEREFORE, for the reasons cited above, the Debtor requests that the Court consolidate his case pursuant to 11 U.S.C. Section 302 and Rule 1015(b), with the related case 14-42512 filed by his wife, Diana L. Cook. The Debtor further prays that the Court grant such further and other relief as it deems just and proper.

Respectfully submitted,

By, /S/ Robert L. Herman  
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Attorney for the Debtor  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Motion to Consolidate was served electronically and/or by regular U.S. Mail, postage prepaid to the following

parties on this date:

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Dated: May 25, 2015.

/S/ Robert L. Herman  
ROBERT L. HERMAN  
Attorney for the Debtor